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1661\$

Attorney's Docket No. 2384-001440

AMENDMENT TRANSMITTAL LETTER

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Commissioner for Patents
Washington, D.C. 20231

MAR 25 2002

TECH CENTER 1600/2900

Serial No.: 09/664,247

Filing Date: September 18, 2000

Examiner: S. McCormick

Group Art Unit: 1661

Invention: Variety of Geranium Named 'Pendec'

Transmitted herewith is an Amendment in the above-identified application.

- ☐ Small Entity Status is/has been asserted for this application under 37 CFR 1.27.
☐ A verified statement to establish small entity status under 37 CFR 1.27 is enclosed.
☐ No additional fee is required.
☒ The fee has been calculated as shown below:

No of Claims After Amendment	Highest No. Previously Paid For	Present Extra	Small Entity Rate	Non-Small Entity Rate	Charge
Total 1	20	0	x \$ 9.00	x \$ 18.00	\$ 0.00
Indep. 1	3	0	x \$ 42.00	x \$ 84.00	\$ 0.00
First Presentation of Multiple Dependent Claim/s			+ \$140.00	+ \$280.00	\$ 0.00
TOTAL ADDITIONAL FEE					\$110.00

- ☐ A check in the amount of \$_____ is enclosed to cover the filing fee.
☒ A check in the amount of \$110.00 is enclosed for a one (1) month Petition for Extension of Time.
☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650. An original and two copies of this sheet are enclosed.
☒ Any additional filing fees required under 37 CFR 1.16.
☒ Any patent application processing fees under 37 CFR 1.17.

March 8, 2002

Date

By

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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on March 8, 2002.

Pamela A. Assad

(Typed name of person mailing paper)

Signature Date 3/8/02



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Plant Patent Application
Serial No. 09/664,247
Attorney Docket No.: 2384-001440

7/13
J.M
4/14/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit 1661 :
In re Application of :
WILHELM ELSNER : VARIETY OF GERANIUM
Serial No. 09/664,247 : NAMED 'PENDEC'
Filed September 18, 2000 :
Examiner - S. McCormick : Pittsburgh, Pennsylvania
March 8, 2002

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RESPONSE

Commissioner for Patents
Washington, D.C. 20231

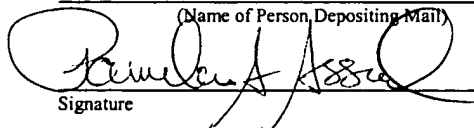
Sir:

In response to the Office Action dated November 9, 2001, Applicant submits accompanying Petition for Extension of Time and the following remarks.

REMARKS

Claim 1 stands rejected under 35 U.S.C. § 102(b) for anticipation by European Community Plant Breeder's Rights Application No. 97/0950 in view of a sale by the claimed plant in Germany in July 1998.

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Pamela A. Assad
(Name of Person Depositing Mail)

Signature Date 03/08/02